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★ MAY 28 2014 ★

LONG ISLAND OFFICE

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

AZMIE MADANAT,

Plaintiff(s),

-against-

FIRST DATA CORPORATION; FIRST
DATA MERCHANT SERVICES
CORPORATION; and DOES 1-25
INCLUSIVE,

Defendant.

**JOINT STIPULATION SETTING
BRIEFING SCHEDULE FOR
DISPOSITIVE MOTIONS**

Case No. 11-cv-00364 (LDW)(ETB)

The parties in the above-captioned case, by and through their counsel, jointly stipulate to the following:

1. The plaintiff's claims in this litigation for declaratory and injunctive relief as to the legality of what the plaintiff refers to as the "Optional Liquidated Damages Clause in contracts between Defendants and the merchant class" have been certified pursuant to Fed. R. Civ. P. 23 (b)(2), and the plaintiff's motion for class certification has been denied in all other respects.
2. The parties have been unable to finalize a nationwide class action settlement.
3. The plaintiff now wishes to file a motion for summary judgment on the certified claims.
4. The parties propose that the Court adopt the following briefing schedule for the plaintiff's summary judgment motion:
 - (a) Opening Papers: June 25, 2014;
 - (b) Opposition Papers: August 6, 2014.
 - (c) Reply Papers: August 20, 2014

May 27, 2014

Respectfully submitted,

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IT IS SO ORDERED:

Central Islip, NY
5/28/14


United States District/Magistrate Judge

* All papers to be filed
on the reply date of
August 20, 2014, in accordance
with the Court's rules. Movant
shall provide courtesy copies
to Chambers.